

# ACT No. 391

2022 Regular Session

HOUSE BILL NO. 726

BY REPRESENTATIVE LYONS

1 AN ACT

2 To enact Code of Criminal Procedure Article 875.1(H), relative to the financial obligations  
3 for criminal offenders; to provide relative to incarceration; and to provide for related  
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 875.1(H) is hereby enacted to read  
7 as follows:

8 Art. 875.1. Determination of substantial financial hardship to the defendant

9 \* \* \*

10 H. Notwithstanding any provision of this Article or any other law to the  
11 contrary, if the financial obligations imposed upon a defendant would cause  
12 substantial financial hardship to the defendant or his dependents, the court shall not  
13 order that the defendant be incarcerated for his inability to meet those financial  
14 obligations. This provision shall apply to defendants convicted of traffic offenses,  
15 misdemeanor offenses, or felonies under applicable law.

16 Section 2. Notwithstanding Section 5(A) of Act No. 313 of the 2021 Regular Session  
17 of the Legislature, Sections 1 and 2 of that Act shall not become effective.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_